IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.16 OF 2007

Liyakat Sayyad Ahmad Quadri
and Anr. .. Applicants

Versus

The State of Maharashtra
and Anr. .. Respondents

Mr.Pramod Kathane i/b. K.S.Patil for applicants
Mrs.M.M.Deshmukh, A.P.P. for State.

CORAM : S.C.DHARMADHIKARI, J.
DATE : 13th February 2007.

P.C.

. Learned Advocate appearing in support of this application, which prays for relaxation of

the condition to report at Mhasla police station once a week, brings to my notice the averment at para 3 which reads thus:-

> "3. The applicants state that as per the order of this Hon'ble Court they are regularly attending the police station. The applicants state that the investigating officer asked them to sit in the police station for hour an hour. The applicants state that concerned officer also offer tea and snack to all the staff members and ask the applicants to pay charges of it. The applicants state that the investigating officer demanded Rs.35,000/- from them and also threatened them to implicate false case against them. The applicants state that the officer denied to take their attendance in the register. The applicant states that the concerned

officer also asked them to fill up petrol in his bike at the applicants costs".

2. Learned A.P.P. seeks time to take instructions and to file an affidavit of the I.O./In-charge of the police station. Needless to state that if these averments are not dealt with by filing an affidavit, this court would take a serious view of the same and direct a superior officer to investigate and enquire into the above allegations and take disciplinary action against all concerned, so also to make a report to this Court in that behalf.

3. To give an opportunity to I.O./In-charge of the police station, S.O. two weeks. In the meanwhile, Mrs.Deshmukh informs me that the charge sheet is filed in this case. Post this application after two weeks.

(S.C.Dharmadhikari, J)